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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant:

Kevin A. Rickman

Filed: February 11, 2004

Art Unit: 3751

Serial No.: 10/776,880

Examiner: Charles E. Phillips

For: POOL COVER DRAIN SYSTEM

Attorney Docket No.: A310443.1US

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AMENDMENT

Mail Stop Amendment  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, Virginia 22313-1450

Dear Sir,

Applicant acknowledges receipt of the Office Action in the above identified application that was mailed on August 26, 2005. Applicant appreciates the thorough review of the subject of the invention and the assessment of the prior art.

However, Applicant believes there is some confusion over the election required in the previous Office Action that was mailed on May 23, 2005. In that Office Action, Applicant was required to elect between species the Examiner found to be patentably distinct as represented by Figures 1, 5, and 6 respectively. Claim 1 was however recognized to be a generic, linking claim. In response, Applicant elected the species illustrated in Figure 1 and elected to continue prosecution of claims 1-5 and 7-17, withdrawing claims 6 and 18-30. Applicant was therefore understandably confused to find that in the current Office Action claims 1-5, 7, 8, and 14 were indicated as being objected to and withdrawn for not reading on the elected embodiment of Figure 3.

PATENT APPLICATION FEE DETERMINATION RECORD  
Effective October 1, 2003

Application or Docket Number

10776880

A310776880

CLAIMS AS FILED - PART I

(Column 1) (Column 2)

TOTAL CLAIMS	30	
FOR	NUMBER FILED	NUMBER EXTRA
TOTAL CHARGEABLE CLAIMS	30 minus 20 =	10
INDEPENDENT CLAIMS	4 minus 3 =	1
MULTIPLE DEPENDENT CLAIM PRESENT		<input type="checkbox"/>

• If the difference in column 1 is less than zero, enter "0" in column 2

6-27-05 CLAIMS AS AMENDED - PART II

(Column 1) (Column 2) (Column 3)

AMENDMENT A	CLAIMS REMAINING AFTER AMENDMENT		HIGHEST NUMBER PREVIOUSLY PAID FOR	PRESENT EXTRA
	Total	30	Minus	30
	Independent	2	Minus	2
FIRST PRESENTATION OF MULTIPLE DEPENDENT CLAIM				<input type="checkbox"/>

SMALL ENTITY  
TYPE

OTHER THAN  
OR SMALL ENTITY

RATE	FEES
BASIC FEE	385.00
XS 9=	
X43=	
+145=	
TOTAL	

RATE	FEES
OR BASIC FEE	770.00
XS18=	
X86=	
+290=	
OR TOTAL	

OTHER THAN  
OR SMALL ENTITY

RATE	ADDI- TIONAL FEE
XS 9=	
X43=	
+145=	
TOTAL ADDT. FEE	

RATE	ADDI- TIONAL FEE
XS18=	
X86=	
+290=	
OR TOTAL ADDT. FEE	

(Column 1) (Column 2) (Column 3)

AMENDMENT B	CLAIMS REMAINING AFTER AMENDMENT		HIGHEST NUMBER PREVIOUSLY PAID FOR	PRESENT EXTRA
	Total	43	Minus	30
	Independent	6	Minus	4
FIRST PRESENTATION OF MULTIPLE DEPENDENT CLAIM				<input type="checkbox"/>

RATE	ADDI- TIONAL FEE
XS 9=	325
X43=	200
+145=	
TOTAL ADDT. FEE	525

RATE	ADDI- TIONAL FEE
XS18=	
X86=	
+290=	
OR TOTAL ADDT. FEE	

(Column 1) (Column 2) (Column 3)

AMENDMENT C	CLAIMS REMAINING AFTER AMENDMENT		HIGHEST NUMBER PREVIOUSLY PAID FOR	PRESENT EXTRA
	Total	Minus	2	
	Independent	Minus	2	
FIRST PRESENTATION OF MULTIPLE DEPENDENT CLAIM				<input type="checkbox"/>

RATE	ADDI- TIONAL FEE
XS 9=	
X43=	
+145=	
TOTAL ADDT. FEE	

RATE	ADDI- TIONAL FEE
XS18=	
X86=	
+290=	
OR TOTAL ADDT. FEE	

• If the entry in column 1 is less than the entry in column 2, write "0" in column 3.

• If the "Highest Number Previously Paid For" IN THIS SPACE is less than 20, enter "20."

• If the "Highest Number Previously Paid For" IN THIS SPACE is less than 3, enter "3."

• The "Highest Number Previously Paid For" (Total or Independent) is the highest number found in the appropriate box in column 1.